

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division**

CSX TRANSPORTATION, INC.,)
individually and on behalf of NORFOLK &)
PORTSMOUTH BELT LINE RAILROAD)
COMPANY,)

Plaintiff,

v.

Civil Action No. 2:18-cv-00530-MSD

NORFOLK SOUTHERN RAILWAY)
COMPANY, NORFOLK &)
PORTSMOUTH BELT LINE RAILROAD)
COMPANY, JERRY HALL, THOMAS)
HURLBUT, PHILIP MERILLI, and)
CANNON MOSS,)

Defendants.

**JOINT MOTION FOR ENTRY OF STIPULATED ORDER REGARDING DISCOVERY
OF ELECTRONICALLY STORED INFORMATION**

Plaintiff CSX Transportation, Inc. (“CSXT”), and Defendants Norfolk Southern Railway Company (“NS”), Norfolk & Portsmouth Belt Line Railroad Company (“NPBL”), Jerry Hall, Thomas Hurlbut, Philip Merilli, and Cannon Moss (collectively, the “Parties”), by counsel, hereby jointly move the Court for entry of the attached Stipulated Order Regarding Discovery of Electronically Stored Information (“ESI”). In support of this Joint Motion, the Parties state as follows:

In accordance with pretrial proceedings and Rules 16 and 26(f) of the Federal Rules of Civil Procedure, the Parties have met and conferred to agree upon an order to handle the disclosure of electronically stored information in discovery (“Proposed Stipulated Order Regarding Discovery of Electronically Stored Information”).

As a result, the Parties attach as **Exhibit 1** an electronically endorsed copy of their

Proposed Stipulated Order Regarding Discovery of Electronically Stored Information and request this Court enter that Order in this matter. The entry of the Proposed Stipulated Order Regarding Discovery of Electronically Stored Information will reduce the time, expense and other burdens of discovery of certain electronically stored information.

WHEREFORE, the Parties, by counsel, request that this Court enter the Parties' Proposed Stipulated Order Regarding Discovery of Electronically Stored Information attached as Exhibit 1.

CSX TRANSPORTATION, INC.

Date: November 18, 2019

By its attorneys,

/s/

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**NORFOLK SOUTHERN RAILWAY
COMPANY**

Date: November 18, 2019

By its attorneys,

/s/

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**NORFOLK & PORTSMOUTH
BELT LINE RAILROAD COMPANY**

Date: November 18, 2019

By its attorneys,

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CANNON MOSS

Date: November 18, 2019

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**JERRY HALL, THOMAS HURLBUT,
and PHILIP MERILLI**

Date: November 18, 2019

By their attorneys,

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CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of November, 2019, I caused a true copy of the foregoing document to be filed through the Court's ECF system which will automatically serve a copy upon all counsel of record.

/s/ Michael E. Lacy
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